

IRISH LAND COMMISSION.

RETURN

OF

PROCEEDINGS

UNDER

"THE LAND LAW ACTS;" "THE LABOURERS (IRELAND)
ACTS, 1883-1891;" AND "THE LAND PURCHASE ACTS."

DURING THE MONTH OF

NOVEMBER, 1898.

Presented to both Houses of Parliament by Command of Her Majesty.



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IRISH LAND COMMISSION

MONTH OF NOVEMBER, 1898.

Summary of Proceedings under "The Land Law Acts." up to the 30th day of November, 1898; also of Proceedings up to same date, under "The Labourers (Ireland) Acts, 1883-1891." and under "The Land Purchase Acts."

COURT OF THE IRISH LAND COMMISSION.

I.—FAIR RENT.

(a.) *In Court.*

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 31st October, 1898.	193,440		Rents Fixed—		
Applications received in month of November, 1898.	223	193,663	By Chief Commission to 31st October, 1898.	4,445	
			" in month of November, 1898.	7	4,452
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 31st October, 1898.	10,303				
Do. in month of Nov., 1898.	23	10,326	By Sub-Commissions to 31st October, 1898.	165,041	
			" in month of Nov., 1898.	347	165,388
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court to 31st October, 1898.	29,877				
Applications received in month of November, 1898.	54	29,931	Dismissed—		
			To 31st October, 1898.	8,843	
Number of Cases under the "Redemption of Rent (Ireland) Act, 1891," which were treated as Applications to fix Fair Rents,* to 31st October, 1898.	1,172		In month of November, 1898.	40	8,883
" received in Nov., 1898.	1	1,173			
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 31st Oct., 1898.	1,446		Struck out—		
Do. in month of Nov., 1898.	—	1,446	To 31st October, 1898.	81,270	
			In month of November, 1898.	46	81,316
Applications by Joint Tenants or Tenants in common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under Land Law (Ireland) Act, 1896, to 31st Oct., 1898.	368		Withdrawn†—		
do. in month of Nov., 1898.	6	374	To 31st October, 1898.	14,921	
			In month of November, 1898.	10	14,931
Applications by Joint Tenants or Tenants in common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1896," transferred from Civil Bill Courts to 31st October, 1898.	35				
Do. in month of Nov., 1898.	1	36			
Total.	—	226,971	Total disposed of.	—	226,970

* These cases are also included in Redemption of Rent, Table (B.), page 8.

† An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 31st Oct., 1898,	39,165	40,837	Rents fixed— By Chief Commission to 31st October, 1898,	237	379
Applications received in month of November, 1898,	1,183		" in month of November, 1898,	42	
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term transferred from Civil Bill Courts to 31st October, 1898,	2,751	2,824	By Sub-Commissions to 31st October, 1898,	14,168	15,036
Do. in month of November, 1898,	73		" in month of November, 1898,	888	
			Dismissed— To 31st October, 1898,	374	407
			In month of November, 1898,	33	
			Struck out -- To 31st October, 1898,	3,513	3,466
			In month of November, 1898,	133	
			Withdrawn*— To 31st October, 1898,	559	586
			In month of November, 1898,	27	
Total,	—	43,161	Total disposed of,	—	10,914

* An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b.) Out of Court.

FIRST STATUTORY TERM.

Agreements out of Court, in Form 44, fixing Fair Rent to 31st October, 1898,	124,122
Do, do, in month of November, 1898,	473
Total,	124,595

SECOND STATUTORY TERM.

Agreements out of Court, in Form 45, fixing Fair Rent for a Second Statutory Term to 31st October, 1898,	10,584
Do, do, in month of November, 1898,	963
Total,	11,547

II.—MISCELLANEOUS ORIGINATING NOTICES.†

Miscellaneous Originating Notices, (e.g., Sale of Tenancies and Resumption of Holdings, &c.): Applications received to 31st October, 1898,	1,710	1,796	Number disposed of to 31st Oct., 1898,	3,574
Applications received in month of November, 1898,	16		" in month of November, 1898,	10
Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.) transferred from Civil Bill Courts to 31st October, 1898,	40	40		
Do, in month of November 1898,	—			
Applications by Louseholders to be declared Tenants of present tenancies (Form 33) received to 31st October, 1898,	1,061	1,062		
Applications in month of Nov., 1898,	1			
Total,	—	2,228	Total disposed of,	3,584

† The first notice of application to the Court, seeking its decision upon the true value of a tenancy, the rent, the amount of bonus, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

III.—APPLICATIONS BY LESSEE OR GRANTEE TO HAVE LEASE OR GRANT EXECUTED SINCE 1ST JANUARY, 1869, DECLARED VOID ("LAND LAW (IRELAND) ACT, 1887,"—SEC. 2.)—FORM 80.

Number of Applications received to 23rd February, 1898,*	55	Leases or Grants declared void to 31st October, 1898,	22	
		" in month of Nov., 1898,	—	22
		Applications dismissed or struck out to 31st October, 1898,	30	
		" in month of Nov., 1898,	—	30
		Applications withdrawn or compromised to 31st Oct., 1898,	5	
		" in month of Nov., 1898,	—	5
Total,	55	Total disposed of,	—	55

* The time limited in the Act for lodging an Application of this kind expired on the 23rd February, 1898.

IV.—APPLICATIONS BY MIDDLEMAN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887."—FORM 33.

Number of Applications received to 31st Oct., 1898,	19		Applications granted to 31st October, 1898,	5	
" in month of Nov., 1898,	—	19	" in month of Nov., 1898,	—	5
" Transferred from Civil Bill Courts to 31st October, 1898,	3		Applications dismissed or struck out to 31st October, 1898,	10	
" in month of Nov., 1898,	—	3	" in month of Nov., 1898,	—	10
			Applications withdrawn to 31st October, 1898,	3	
			" in month of Nov., 1898,	—	3
Total,	—	22	Total disposed of,	—	18

V.—PROCEEDINGS UNDER THE LABOURERS (IRELAND) ACTS, 1883-1891.

Applications received to 31st Oct., 1898,	4,350	Rents fixed to 31st Oct., 1898,	3,844	
" in November, 1898,	—	" in November, 1898,	—	3,844
		Applications dismissed, struck out, and withdrawn to 31st October, 1898,	399	
		" in November, 1898,	—	399
Total,	4,350	Total disposed of,	—	4,245

VI.—APPEALS TO FAIR RENTS, &c.

FIRST STATUTORY TERM.

Number of Appeals lodged to 31st Oct., 1898,	48,570	Number heard to 31st October, 1898,	24,394	
" in month of November, 1898,	70	" in month of November, 1898,	14	24,338
		Number dismissed or struck out to 31st October, 1898,	801	
		" in month of November, 1898,	—	801
		Number withdrawn to 31st October, 1898,	21,365	
		" in month of November, 1898,	1	21,366
		Total Number disposed of,	—	46,565
		Remaining to be disposed of,	—	2,036
Total,	48,540	Total,	—	48,540

SECOND STATUTORY TERM.

Number of Appeals lodged during Second Statutory Term to 31st October, 1898	8,815	Number heard to 31st October, 1898,	2,116	
" in month of November, 1898,	79	" in month of November, 1898,	22	2,138
		Number dismissed or struck out to 31st October, 1898,	—	
		" in month of November, 1898,	—	—
		Number withdrawn to 31st Oct., 1898,	961	
		" in month of November, 1898,	16	967
		Total Number disposed of,	—	2,105
		Remaining to be disposed of,	—	2,789
Total,	8,894	Total,	—	8,894

VII.—PURCHASE OF LAND (IRELAND) ACTS, 1885 & 1888.

	Number.	Amount.
Loans applied for to 31st October, 1898,	29,636	£ 11,452,028
" in month of November, 1898,	—	—
	29,636	11,452,028
Deduct Applications refused,	3,800	1,450,077
	25,837	9,992,951
Loans sanctioned to 31st October, 1898,	25,827	9,992,961
Loans sanctioned in month of November, 1898,	—	—
	25,827	9,992,961
Loans issued to 31st October, 1898,	25,366	9,992,477
Loans issued in month of November, 1898,	—	—
	25,366	9,992,477

VIII.—PURCHASE OF LAND (IRELAND) ACTS, 1891, 1896.

	Number.	Amount.	Number.	Amount.
		£		£
Loans applied for to 31st October, 1896,	26,199	8,278,135		
" in November, 1896,	876	130,034	20,377	6,408,469
Loans applied for in cases of Purchase of Estates (Section 5, Act, 1893), to 31st October, 1896,	2,892	749,742		
" in November, 1896,	—	—	2,892	749,742
Loans applied for (Section 40, Act, 1896), to 31st Oct., 1896,	275	75,468		
" in November, 1896,	45	15,714	320	91,182
Total number of Loans applied for to 30th Nov., 1896,	—	—	23,789	7,249,093
Less applications refused to 30th November, 1896,	805	347,247		
" " in cases of Purchase of Estates (Section 5, Act, 1893), to 30th November, 1896,	959	271,120		
" " (Section 40, Act, 1896) to 30th November, 1896,	—	—	1,754	618,987
Loans sanctioned to 31st October, 1896,	16,550	5,064,394	22,025	6,500,726
" in November, 1896,	550	206,521	17,100	5,270,775
Loans sanctioned in cases of Purchase of Estates (Section 5, Act, 1893), to 31st October, 1896,	1,955	510,306		
" in November, 1896,	—	—	1,955	510,306
" (Section 40, Act, 1896), to 31st Oct., 1896,	275	75,468		
" in November, 1896,	45	15,714	320	91,182
Total number of Loans sanctioned to 30th Nov., 1896,	—	—	19,375	5,872,563
Less applications rescinded by Order of Court to 30th November, 1896,	140	52,182		
" in cases of Purchase of Estates, (Section 5, 1893) to 30th November, 1896,	137	53,759		
" (Section 40, 1896) to 30th Nov., 1896,	—	—	377	106,941
Loans issued to 31st October, 1896,	12,279	9,611,548	16,098	5,765,322
" in November, 1896,	576	131,917	12,855	3,945,365
" in cases of Purchase of Estates (Section 5, Act, 1893), to 31st October, 1896,	1,749	445,201		
" in November, 1896,	—	—	1,749	445,201
" (Section 40, Act, 1896), to 31st October, 1896,	275	75,468		
" in November, 1896,	45	15,714	320	91,182
" in cases under the Redemption of Rent Act, to 31st October, 1896,	79	78,069		
" in November, 1896,	—	—	79	78,069
" pursuant to Sec. 43 of the Land Law (Ireland) Act, 1896, to 31st October, 1896,	4	15,782		
" in November, 1896,	—	—	4	15,782
			15,007	4,573,499

IX.—REDEMPTION OF RENT (IRELAND) ACT, 1891.

Applications received to 31st October, 1898,	1,362	Number of cases in which Consents to Redemption of Rents have been received and cases treated as Agreements to Purchase to 31st October, 1898,	165	165
“ in November, 1898,	6	Number received in November, 1898,	1	
		Number of cases in which no Consents were received and which were treated as applications to fix Fair Rents* to 31st October, 1898,	1,172	1,172
		Number of cases in which time had expired for receiving consents in month of November, 1898,	1	
			—	1,339
		Number of cases in which applications have been received but where time for lodgment of consent has not expired	—	29
Total,	1,368	Total,	—	1,368

* Applications treated as Fair Rents cases are also included in Fair Rents Table (a) page 8.

CIVIL BILL COURTS.

MONTH OF NOVEMBER, 1898.

Summary of Proceedings under the “Land Law Acts” as notified to the Irish Land Commission, up to the 30th day of November, 1898.

I.—FAIR RENT.

(a.) *In Court.*

FIRST STATUTORY TERM.

Applications under “Land Law (Ireland) Act, 1881,” to have Fair Rents fixed in Court to 31st October, 1898,	31,649	Rents fixed to 31st Oct., 1898,	17,915	17,940
Applications received in month of November, 1898,	71	“ in month of November, 1898,	25	
		Applications dismissed or struck out to 31st October, 1898,	3,091	3,094
Applications by Leaseholders under “Land Law (Ireland) Act, 1887,” to have Fair Rents fixed to 31st October, 1898,	4,329	“ in month of November, 1898,	3	
Applications received in month of November, 1898,	5	Applications withdrawn* to 31st October, 1898,	494	494
		“ in month of November, 1898,	—	
Applications to fix Fair Rents in Civil Bill Courts under sec. 6 “Land Law (Ireland) Act, 1887,” when an ejectment is pending, to 31st October, 1898,	2,503	Applications transferred to Irish Land Commission Court to 31st Oct., 1898,	11,751	11,774
Applications received in month of November, 1898,	10	“ in month of Nov., 1898,	23	
Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under “Land Law (Ireland) Act, 1896,” to 31st October, 1898,	96	Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under “Land Law (Ireland) Act, 1896,” transferred to the Irish Land Commission to the 31st October, 1898,	35	35
Applications received in month of November, 1898,	3	“ in month of Nov., 1898,	1	
			—	34,238
Total,	—	Total disposed of,	—	34,238

* An Application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may inferred where applications to withdraw are made, that a rent has been agreed upon between the parties.

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 31st October, 1898,	5,089	Rents fixed to 31st October, 1898,	963	
		" in month of Nov., 1898,	39	1,022
Applications received in month of Nov., 1898,	269	Applications dismissed or struck out to 31st October, 1898,	73	
		" in month of Nov., 1898,	16	89
		Applications withdrawn* to 31st October, 1898,	66	
		" in month of Nov., 1898,	—	66
		Applications transferred to Irish Land Commission, to 31st October, 1898,	2,751	
		" in month of Nov., 1898,	73	2,824
Total,	5,358	Total disposed of,	—	4,001

* An Application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be interred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b.) Out of Court.

FIRST STATUTORY TERM.

Agreements out of Court, in Form No. 44, fixing Fair Rent to 31st October, 1898,	7,393
Do, do, in month of November, 1898,	2
Total,	7,394

SECOND STATUTORY TERM.

Agreements out of Court, in Form 45, fixing Fair Rent for a Second Statutory Term, received to 31st October, 1898,	52
Do, do, in month of November, 1898,	15
Total,	67

II.—MISCELLANEOUS ORIGINATING NOTICES.*

Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.):			Number disposed of to 31st October, 1898,	334	
Applications received to 31st October, 1898,	611		" in month of Nov., 1898,	2	336
Applications received in month of November, 1898,	4	615	Transferred to Irish Land Commission Court to 31st Oct., 1898,	37	
Applications by Lessees to be declared Tenants of present Tenancies (Form 38) received to 31st October, 1898,	3		Transferred in month of Nov., 1898,	—	37
Applications received in month of November, 1898,	—	3			
Total,	—	618	Total disposed of,	—	373

* The first notice of application to the Court, seeking its decision upon the true value of a tenancy, fair rent, avoidance of lease, or any other question which the Court has jurisdiction to decide under the Act, is treated as an Originating Notice.

III.—APPLICATIONS BY LESSEE OR GRANTEE TO HAVE LEASE OR GRANT EXECUTED SINCE 1ST JANUARY, 1869, DECLARED VOID ("LAND LAW (IRELAND) ACT, 1887,"—SEC. 2)—FORM 80.

Number of Applications received to 23rd February, 1898,*	6	Lease or Grants declared void to 31st October, 1898,	—	
		" in month of Nov., 1898,	—	
		Applications dismissed or struck out to 31st October, 1898,	6	
		" in month of Nov., 1898,	—	6
		Applications withdrawn or compromised to 31st October, 1898,	—	
		" in month of Nov., 1898,	—	
		Applications transferred to Irish Land Commission Court, to 31st October, 1898,	—	
		" in month of Nov., 1898,	—	
Total,	6	Total disposed of,	—	6

* The time limited in the Act for lodging an Application of this kind expired on the 23rd February, 1898.

IV.—APPLICATIONS BY MIDDLEMAN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887."—FORM 88.

Number of Applications received to 31st October, 1898,	22	Applications granted to 31st October, 1898,	3	
" in month of Nov., 1898,	—	" in month of Nov., 1898,	—	3
		Applications dismissed or struck out to 31st Oct., 1898,	4	
		" in month of Nov., 1898,	—	4
		Applications withdrawn to 31st October, 1898,	1	
		" in month of Nov., 1898,	—	1
		Applications transferred to Irish Land Commission Court to 31st October, 1898,	3	
		" in month of Nov., 1898,	—	3
Total,	22	Total disposed of,	—	11

IRISH LAND COMMISSIONER,
5th January, 1899.

JOHN H. FRANKS.